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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

12 || ORACLE AMERICA, INC.

13 Plaintiff,

14 || vs.

15 | GOOGLE, INC.,

16 || Defendant.

Case No. C 10-3561 WHA

**DECLARATION OF DR. JAMES R.
KEARL IN SUPPORT OF
RESPONSE OF DR. JAMES R. KEARL,
RULE 706 EXPERT, TO GOOGLE'S
MOTION TO STRIKE PORTIONS OF
EXPERT REPORT AND TESTIMONY OF
DR. JAMES R. KEARL**

Dept.: Courtroom 8, 19th Floor

Judge: Hon. William H. Alsup

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22 was appointed by this Court pursuant to Rule 706 of the Federal Rules of Evidence to serve as an
23 independent expert on the issue of damages claimed by plaintiff Google Inc. in the present action.
24 My biographical information and credentials are set forth in my expert report dated March 21,
25 2012 which has been previously served on the parties.

26 3. Attached hereto as Exhibit A are true and correct copies of excerpts from the
27 Expert Report of Professor James R. Kearl (Corrected March 21, 2016).

4. Attached hereto as Exhibit B are true and correct copies of excerpts from the Expert Report of Dr. Gregory K. Leonard - Corrected (March 10, 2016).

5. Attached hereto as Exhibit C are true and correct copies of excerpts from the Responsive Expert Report of James E. Malackowski [Corrected], dated February 29, 2016.

6. Attached hereto as Exhibit D are true and correct copies of excerpts from the transcript of the Videotaped Deposition of Adam B. Jaffe, Ph.D., dated March 10, 2016.

8. Attached hereto as Exhibit E are true and correct copies of excerpts from the transcript of the Video Deposition of James Malackowski, dated March 17, 2016.

9. Attached hereto as Exhibit F are true and correct copies of excerpts from Expert Report of James E. Malackowski [Corrected], dated January 8, 2016.

I declare under penalty of perjury under the laws of the State of Utah that the foregoing is true and correct.

Executed this 8th day of April 2016 at Provo, Utah.

/s/ James R. Kearl
James R. Kearl

I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/s) within this e-filed document.

/s/ John L. Cooper
John L. Cooper